

MINUTES OF THE
IDAHO STATE BOARD OF PHARMACY

September 15, 2005

Show Cause Hearing for Richard M. Anderson

Chairman Dwayne Sheffler R.Ph. called the meeting to order at 9:00 A.M. In attendance were board members Kitty Gurnsey, Mike Merrill RPh and Frank Casabonne RPh. Also present were Richard Markuson, Executive Director; Fred Collings, Senior Investigator; Cheri Bush, Deputy Attorney General; Kent Nelson, Deputy Attorney General; Dustie Reyna, Investigative Assistant and Jan Atkinson, Senior Compliance Officer.

Richard M. Anderson was present and represented by attorney Michael Burkett.

This matter is before the Board for the reason that Richard M. Anderson's pharmacy license was emergently suspended. At this hearing the board members need to determine if the Order should be upheld or overturned. The Board must also determine if there is sufficient evidence of a violation of the Pharmacy Act and/or rules. If the Board determines violation(s) exist then the Board needs to determine what discipline should be imposed for the violation(s).

After discussions between Mr. Burkett, Kent Nelson and Cheri Bush Frank Casabonne made a motion to set the formal Show Cause Hearing in abeyance and proceed with a board meeting to discuss Mr. Anderson's citation #1292 and the Board Order for Emergency Suspension issued on August 5, 2005. Mike Merrill seconded the motion. Motion unanimously carried.

Regarding the Order of Emergency Suspension issued to Richard M. Anderson on August 5, 2005; Following the Board's decision to proceed with a board meeting to address the matters before them, the emergency suspension order issued on August 15, 2005 is immediately terminated.

Regarding citation #1292 issued to Richard Anderson; Frank Casabonne made a motion to fine Mr. Anderson \$200 plus all associated investigative costs, to be determined and place his license on probation for 3 years from September 15, 2005. A determination that Mr. Anderson has violated controlled substance laws (federal or state) during the probationary period will result in an immediate suspension of both his pharmacist license and his controlled substance registration. Mike Merrill seconded the motion. Motion unanimously carried.

Meeting adjourned at 11:25 A.M.